

# **EXHIBIT 12**

## Vicky Romanenko

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**From:** Donovan, David P <David.Donovan@wilmerhale.com>  
**Sent:** Monday, July 14, 2014 3:53 PM  
**To:** Vicky Romanenko; Cherry, Steven; Kastorf, Kurt G.; Smith, Brian C.; Press, Joshua  
**Cc:** Demetrius Lambrinos; Michael E. Moskovitz  
**Subject:** RE: Wire Harness  
**Attachments:** DENSO Letter to Plaintiffs July 14, 2014.pdf

Vicky,

In response to your e-mail of Saturday afternoon, I believe we had already agreed (or at least intended to convey our agreement) to your proposal on temporal scope with respect to each of the items you listed:

We have agreed to produce bid files, RFQs, and bid negotiation documents for RFQs issued/responded to up to 10/31/2011. Please see our letter of July 8, 2014 to you.

AD RFP 11: We also have agreed to produce responsive, non-privileged documents (if any) through 10/31/2011. See our letter of July 8, 2014.

EPP RFP No. 52: See our letter to Demetrius Lambrinos sent earlier today (copy attached). If any responsive, nonprivileged documents are located, we will produce them up to 10/31/2011.

Documents concerning "concealment": See our letter to Demetrius Lambrinos referenced above. It is not clear which specific discovery request you are referring to, but DENSO will produce any non-privileged documents we locate during the course of our search that are responsive to your requests concerning "concealment" of the conduct with respect to Body ECUs described by plaintiffs' complaints.

Please let me know if you have any further questions.

**David P. Donovan | WilmerHale**  
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**From:** Vicky Romanenko [<mailto:Vicky@cuneolaw.com>]

**Sent:** Monday, July 14, 2014 3:19 PM

**To:** Donovan, David P; Cherry, Steven; Kastorf, Kurt G.; Smith, Brian C.; Press, Joshua

**Cc:** Demetrius Lambrinos; Michael E. Moskovitz

**Subject:** RE: Wire Harness

Counsel,

I am circling back on the below. Can you let us know Denso's position?

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**From:** Donovan, David P [<mailto:David.Donovan@wilmerhale.com>]

**Sent:** Sunday, July 13, 2014 4:28 PM

**To:** Vicky Romanenko; Cherry, Steven; Kastorf, Kurt G.; Smith, Brian C.; Press, Joshua

**Cc:** Demetrius Lambrinos; Michael E. Moskovitz

**Subject:** RE: Wire Harness

Vicky – we will get you a response on all this tomorrow. I think we will be able to resolve this.

**David P. Donovan | WilmerHale**

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**From:** Vicky Romanenko [<mailto:Vicky@cuneolaw.com>]

**Sent:** Saturday, July 12, 2014 2:24 PM

**To:** Cherry, Steven; Kastorf, Kurt G.; Donovan, David P; Smith, Brian C.; Press, Joshua

**Cc:** Demetrius Lambrinos; Michael E. Moskovitz

**Subject:** Wire Harness

Counsel,

Having reviewed your position regarding temporal scope for document production, End-Payers and Dealership Plaintiffs offer one final compromise.

We request that Denso agree to produce the following documents for the period of February 23, 2010-October 31, 2011:

Bid files for RFQs issued or responded to after February 23, 2010, documents responsive to AD RFP 11 and EPP RFP 52, RFQs and bid-negotiation documents after February 23, 2010, and documents concerning concealment.

Victoria Romanenko, Esquire  
Cuneo Gilbert & LaDuca

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